

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2005-57-C - ORDER NO. 2008-87
FEBRUARY 14, 2008

IN RE: Joint Petition for Arbitration on Behalf of)	ORDER APPROVING
NewSouth Communications Corp., NuVox)	NOTICE OF
Communications, Inc., KMC Telecom V,)	WITHDRAWAL FROM
Inc., KMC Telecom III, LLC and Xspedius)	ARBITRATION OF
[Affiliates] (Joint Petitioners) of an)	XSPEDIUS [AFFILIATES]
Interconnection Agreement with BellSouth)	
Telecommunications, Inc. Pursuant to)	
Section 252(b) of the Communications Act)	
of 1934, as Amended)	

This matter comes before the Public Service Commission of South Carolina ("Commission") on the Notice of Withdrawal from Arbitration filed by Xspedius Communications, LLC ("Xspedius") on behalf of its operating subsidiaries named in this proceeding. Xspedius moves that this Commission permit Xspedius to withdraw, with prejudice, from participation in the joint petition filed in this proceeding for arbitration of certain issues arising from negotiation of an interconnection agreement with BellSouth Telecommunications, Inc. ("AT&T") pursuant to 47 U.S.C. § 252(b) of the Communications Act of 1934, as amended.

Xspedius advises that it has reached a resolution with AT&T of all issues presented for arbitration in this proceeding, and therefore, submits its withdrawal from participation in this docket. According to Xspedius, the withdrawal applies only to Xspedius and does not apply to any party that remains a petitioner to the proceeding.

After examining the record in this matter, we find that there would be no material adverse effect or prejudice to any remaining petitioner or to AT&T in approving Xspedius' withdrawal. Accordingly, we approve Xspedius' withdrawal from arbitration in this proceeding.

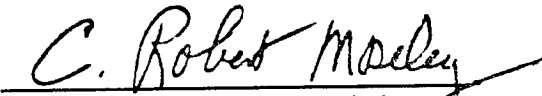
This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:



G. O'Neal Hamilton, Chairman

ATTEST:



C. Robert Moseley, Vice Chairman

(SEAL)